

AMENDED IN ASSEMBLY APRIL 4, 2005

CALIFORNIA LEGISLATURE—2005–06 REGULAR SESSION

ASSEMBLY BILL

No. 856

Introduced by Assembly Member Bass
(Coauthor: Senator Murray)

February 18, 2005

~~An act to amend Section 32850 of the Public Resources Code; An~~
act to amend Sections 32556, 32557, and 32560 of, and to repeal
Section 32562 of, the Public Resources Code, relating to land
conservation.

LEGISLATIVE COUNSEL'S DIGEST

AB 856, as amended, Bass. Baldwin Hills Conservancy.

Existing law establishes the Baldwin Hills Conservancy to acquire and manage public lands within the Baldwin Hills area, and to provide recreational, open space, wildlife habitat restoration and protection, and lands for educational uses within the area. ~~Existing law provides that the conservancy will remain in effect until January 1, 2008.~~

~~This bill would extend the repeal date for the conservancy to January 1, 2011. Existing law requires that the governing board of the conservancy consist of 6 nonvoting members.~~

This bill would increase from 6 to 7 the number of nonvoting members of the board and add the Director of the Department of Conservation, or his or her designee, as a nonvoting member.

This bill would require that all meetings of the board be subject to the Bagley-Keene Open Meeting Act instead of the Ralph M. Brown Act. The bill would also eliminate the requirement that the conservancy obtain and maintain liability insurance for the acts or omissions of the conservancy's agents, employees, and volunteers.

Vote: majority. Appropriation: no. Fiscal committee: yes.
State-mandated local program: no.

The people of the State of California do enact as follows:

1 ~~SECTION 1. Section 32580 of the Public Resources Code is~~
2 ~~amended to read:~~
3 ~~32580. This division shall remain in effect only until January~~
4 ~~1, 2011, and as of that date is repealed, unless a later enacted~~
5 ~~statute, that is enacted before January 1, 2011, deletes or extends~~
6 ~~that date.~~
7 ~~SECTION 1. Section 32556 of the Public Resources Code is~~
8 ~~amended to read:~~
9 32556. (a) The board shall consist of 13 voting members and
10 ~~six~~ seven nonvoting members.
11 (b) The 13 voting members of the board shall consist of the
12 following:
13 (1) The Secretary of the Resources Agency, or his or her
14 designee.
15 (2) The Director of Parks and Recreation, or his or her
16 designee.
17 (3) The Director of Finance, or his or her designee.
18 (4) The Director of the Los Angeles County Department of
19 Parks, or his or her designee.
20 (5) The member of the Los Angeles County Board of
21 Supervisors within whose district the majority of the Baldwin
22 Hills area is located.
23 (6) Six members of the public appointed by the Governor who
24 are residents of Los Angeles County and who represent the
25 diversity of the community surrounding the Baldwin Hills area.
26 Of those six members, four members shall be selected as follows:
27 (A) One member shall be a resident of Culver City selected
28 from a list of three persons nominated by the city council.
29 (B) Three members shall be residents of the adjacent
30 communities of Blair Hills, Ladera Heights, Baldwin Hills,
31 Windsor Hills, Inglewood, View Park, or Baldwin Vista.
32 (7) A resident of Los Angeles County appointed by the
33 Speaker of the Assembly, and a resident of Los Angeles County
34 appointed by the Senate Committee on Rules.

1 (c) The ~~six~~ *seven* nonvoting members shall consist of the
2 following:

3 (1) The Secretary of the California Environmental Protection
4 Agency, or his or her designee.

5 (2) The Executive Officer of the State Coastal Conservancy, or
6 his or her designee.

7 (3) The Executive Officer of the State Lands Commission, or
8 his or her designee.

9 (4) An appointee of the Governor with experience in
10 developing contaminated sites, commonly referred to as
11 “brownfields.”

12 (5) The Executive Director of the Santa Monica Mountains
13 Conservancy, or his or her designee.

14 (6) The Director of the Culver City Human Services
15 Department, or his or her designee.

16 (7) *The Director of the Department of Conservation, or his or*
17 *her designee.*

18 (d) A quorum shall consist of seven voting members of the
19 board, and any action of the board affecting any matter before the
20 board shall be decided by a majority vote of the voting members
21 present, a quorum being present. However, the affirmative vote
22 of at least four of the voting members of the board shall be
23 required for the transaction of any business of the board.

24 (e) The board shall do all of the following:

25 (1) Study the potential environmental and recreational uses of
26 Ballona Creek and the adjacent property described in subdivision
27 (a) of Section 32553.

28 (2) Develop a proposed map for that area.

29 (3) Provide a report to the Legislature, on or before January 1,
30 2003, on the results of paragraphs (1) and (2).

31 *SEC. 2. Section 32557 of the Public Resources Code is*
32 *amended to read:*

33 32557. (a) The voting members of the board shall serve for
34 two-year terms. Any vacancy on the board shall be filled within
35 60 days from its occurrence by the appointing authority.

36 (b) ~~No~~ *A* person shall *not* continue as a member of the board if
37 that person ceases to hold the office that qualifies that person for
38 board membership. Upon the occurrence of that event, that
39 person’s membership on the board shall automatically terminate.

1 *SEC. 3. Section 32560 of the Public Resources Code is*
2 *amended to read:*

3 32560. All meetings of the board shall be subject to the
4 requirements of the ~~Ralph M. Brown Act (Chapter 9~~
5 ~~(commencing with Section 54950) of Part 1 of Division 2 of Title~~
6 ~~5 Bagley-Keene Open Meeting Act (Article 9 (commencing with~~
7 ~~Section 11120) of Chapter 1 of Part 1 of Division 3 of Title 2 of~~
8 the Government Code).

9 *SEC. 4. Section 32562 of the Public Resources Code is*
10 *repealed.*

11 ~~32562. The conservancy shall obtain and maintain adequate~~
12 ~~liability insurance or its equivalent for acts or omissions of the~~
13 ~~conservancy's agents, employees, volunteers, and servants.~~